

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA**

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Legal Aid of Nebraska, Inc.	)	Case No. 4:19-cv-03103-CRZ
	)	Judge Cheryl R. Zwart
Plaintiff,	)	
	)	
v.	)	
	)	
Chaina Wholesale, Inc., d/b/a	)	
Deluxe Import and	)	
Amazon.com, Inc.	)	
Defendants.	)	

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**PLAINTIFF’S RESPONSE TO ORDER TO SHOW CAUSE**

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The Complaint was filed with this Court on October 16, 2019. On that same date, Plaintiff initiated process through a process server who made the following attempts to serve Defendant Chaina Wholesale, Inc. (“Chaina”).

1. 10/21/19 09:22 AM SUITE LOCKED AND CLOSED. NO HOURS POSTED.
2. 10/24/19 01:17 PM LOCKED AND CLOSED. PER NEIGHBORS IN AND OUT ALL DAY.
3. 10/28/19 11:54 AM LOCKED AND CLOSED.
4. 10/29/19 04:36 PM FORD VAN - 7M26690- SUITE LOCKED AND CLOSED.
5. 10/30/19 08:37 AM LOCKED AND CLOSED.

Thereafter, Plaintiff hired an investigator who was able to locate and effect service upon Chaina’s representative, Sheila Darvish, on December 4, 2019.

Chaina/Darvish’s Answer was due 21 days later, or on December 25, 2019. Rather than immediately default Chaina/Darvish, due to the holiday, Plaintiff gave extra time for

Chaina/Darvish to appear/answer. In addition, since the person served on behalf of Chaina was an individual who had attended a site inspection with an expert previously, Plaintiff was hopeful in that case that Chaina/Darvish had an insurer that would appear on their behalf, so Plaintiff gave Chaina/Darvish extra time to coordinate with that insurer.

Plaintiff is now in the process of preparing a default motion.

Dated: January 7, 2020

**YOST & BAILL, L.L.P.**

By: s/ Steven Theesfeld

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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on the 7<sup>th</sup> of January, 2020, I electronically filed the foregoing with the Clerk of the Court by using the CM/ECF system which sent notification of such filing to all CM/ECF participants.

s/Steven L. Theesfeld